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Attorneys for Defendant
NEW UNITED MOTOR MANUFACTURING, INC.,
DWAYNE BROWN and JOHANNA OAKSON

UNITED STATES DISTRICT COURT

IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

DERRICK NATHANIEL)	Case No. CV 04-05082 MMC
)	
Plaintiff,)	STIPULATION TO WITHDRAW
)	MOTION TO DISMISS AND
v.)	[PROPOSED] ORDER
)	
NEW UNITED MOTOR MANUFACTURING,)	
INC., et al.)	
)	
Defendants.)	

Plaintiff, DERRICK NATHANIEL and Defendants NEW UNITED MOTOR
MANUFACTURING, INC. ("NUMMI"), DWAYNE BROWN ("BROWN") and JOHANNA
OAKSON ("OAKSON") (collectively "Defendants") hereby stipulate:

1. Defendants Dwayne Brown and Johanna Oakson withdraw their Motion to
Dismiss (Rules 12(b)(5) and (b)(6)) pursuant to Northern District Local Rule 7-7 originally set
for hearing on June 24, 2005; and

2. the parties have entered into a stipulation making the motion moot.

DATED: June 8, 2005

THE ARMSTRONG LAW FIRM

By 

Kelly Armstrong

Attorneys for Plaintiff

DERRICK NATHANIEL

DATED: June 8, 2005

SEYFARTH SHAW LLP

By 

Nick C. Geannacopulos

Kamili Williams Dawson

Attorneys for Defendants

NEW UNITED MOTOR

MANUFACTURING, INC., DWAYNE

BROWN AND JOHANNA OAKSON

ORDER

IT IS SO ORDERED.

DATED: June 9, 2005

/s/ Maxine M. Chesney

UNITED STATES DISTRICT JUDGE